S.B. Civil Writ Petition No. 2477/2007
(Mahesh Chand Vs. State of Rajasthan & ors.)

Date of Order: May 04, 2007

HON'BLE MR. H.R. PANWAR, J.

Mr. Kuldeep Mathur, for the petitioner.
Mr. B.L. Tiwari, Deputy Government Advocate.

Issue notice for final disposal. Mr. B.L. Tiwari, learned Deputy Government Advocate is directed to accept the notice and he accepts the notice. With the consent of the learned counsel for the parties, the matter is finally heard and decided at the admission stage.

It is contended by the learned counsel for the petitioner that the controversy involved in the instant writ petition stands concluded in view of the decision of this Court in Om Prakash Vs. State of Rajasthan & ors., SBCWP No. 1367/2003 decided on 12-7-2006. Learned Deputy Government Advocate does not dispute this contention of the learned counsel for the petitioner.

In view of the decision in Om Prakash Vs. State of Rajasthan & ors. (supra), the writ petition is allowed; the impugned order dated 18-10-2006 (Annx.2) is declared illegal to the extent it awards pay scale of Rs.5000-8000/- to the petitioner as selection grade on completion of 27 years' of

service and the respondents are directed to allow the pay scale of Rs.5500-9000/- to the petitioner on completion of 27 years' of satisfactory service. The petitioner shall be entitled for all consequential benefits as a consequence of grant of pay scale of Rs.5500-9000/- on completion of 27 years' service. There shall be no order as to costs.

(H.R. PANWAR), J.

mcs